

Safety & Environmental Enforcement, Interior

§ 203.68

If . . .	Then we may . . .
(1) We need more records to audit sunk costs,	Ask to extend the 120-day or 180-day evaluation period. The extension we request will equal the number of days between when you receive our request for records and the day we receive the records.
(2) We cannot evaluate your application for a valid reason, such as missing vital information or inconsistent or inconclusive supporting data,	Add another 30 days. We may add more than 30 days, but only if you agree.
(3) We need more data, explanations, or revision,	Ask to extend the 120-day or 180-day evaluation period. The extension we request will equal the number of days between when you receive our request and the day we receive the information.

(d) We may change your assumptions under §203.62 if our technical evaluation reveals others that are more appropriate. We may consult with you before a final decision and will explain any changes.

(e) We will notify all designated lease operators within a field when royalty relief is granted.

§ 203.66 What happens if BSEE does not act in the time allowed?

If we do not act within the timeframes established under §203.65, you get royalty relief according to the following table.

If you apply for royalty relief for	And we do not decide within the time specified,	As long as you
(a) An authorized field,	You get the minimum suspension volumes specified in § 203.69,	Abide by §§ 203.70 and 203.76.
(b) An expansion project,	You get a royalty suspension for the first year of production,	Abide by §§ 203.70 and 203.76.
(c) A development project,	You get a royalty suspension for initial production for the number of months that a decision is delayed beyond the stipulated timeframes set by §203.65, plus all the royalty suspension volume for which you qualify,	Abide by §§ 203.70 and 203.76.

§ 203.67 What economic criteria must I meet to get royalty relief on an authorized field or project?

We will not approve applications if we determine that royalty relief cannot make the field, development project, or expansion project economically viable. Your field or project must be uneconomic while you are paying royalties and must become economic with royalty relief.

§ 203.68 What pre-application costs will BSEE consider in determining economic viability?

(a) We will not consider ineligible costs as set forth in §203.89(h) in determining economic viability for purposes of royalty relief.

(b) We will consider sunk costs according to the following table.

We will . . .	When determining . . .
(1) Include sunk costs,	Whether a field that includes a pre-Act lease which has not produced, other than test production, before the application or redetermination submission date needs relief to become economic.
(2) Not include sunk costs,	Whether an authorized field, a development project, or an expansion project can become economic with full relief (see §203.67).
(3) Not include sunk costs,	How much suspension volume is necessary to make the field, a development project, or an expansion project economic (see § 203.69(c)).
(4) Include sunk costs for the project discovery well on each lease,	Whether a development project or an expansion project needs relief to become economic.